

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

UNITED STATES OF AMERICA,

Plaintiff,

v.

ALVARO MESA-RODRIGUEZ,

Defendant.

Case No. 24-CR-128-JPS

ORDER

On June 25, 2024, the Grand Jury returned a single-count Indictment charging Defendant Alvaro Mesa-Rodriguez (“Defendant”) with violating 8 U.S.C. § 1326(a). ECF No. 1. Then, on August 26, 2024, the Government filed a single-count Information charging Defendant with violating the same. ECF No. 12. Also on August 26, 2024, the parties filed a plea agreement, indicating that Defendant agreed to plead guilty to the Information. ECF No. 13.

The parties appeared before Magistrate Judge William E. Duffin on September 9, 2024, to conduct a plea colloquy pursuant to Federal Rule of Criminal Procedure 11. ECF No. 14. Defendant entered a plea of guilty as to the Information. *Id.* After cautioning and examining Defendant under oath concerning each of the subjects mentioned in Rule 11, Magistrate Judge Duffin determined that the guilty plea was knowing and voluntary, and that the offenses charged were supported by an independent factual basis containing each of the essential elements of the offenses. ECF No. 15 at 1.

On July 24, 2024, Magistrate Judge Duffin filed a Report and Recommendation with this Court, recommending that: (1) Defendant’s plea of guilty be accepted; (2) a presentence investigation report be prepared;

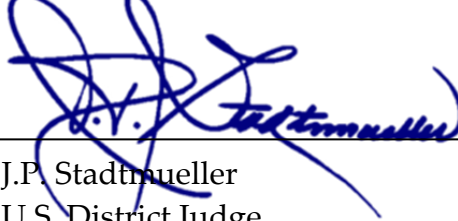
and (3) Defendant be adjudicated guilty and have a sentence imposed accordingly. *Id.* at 2. Pursuant to General Local Rule 72(c), 28 U.S.C. § 636(b)(1)(B), and Federal Rule of Criminal Procedure 59(b), the parties were advised that written objections to that recommendation, or any part thereof, could be filed within fourteen days of the date of service of the recommendation. *Id.* To date, no party has filed such an objection. The Court has considered Magistrate Judge Duffin's recommendation and, having received no objection thereto, will adopt it.

Accordingly,

IT IS ORDERED that Magistrate Judge William E. Duffin's Report and Recommendation, ECF No. 15, be and the same is hereby **ADOPTED**.

Dated at Milwaukee, Wisconsin, this 26th day of September, 2024.

BY THE COURT:



J.P. Stadtmueller
U.S. District Judge